



REQUEST FOR RECONSIDERATION UNDER 37 C.F.R. § 1.116  
EXPEDITED PROCEDURE  
GROUP 3654  
**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: Q76738

Yusuke ISHIHARA, et al.

Appln. No.: 10/633,670

Group Art Unit: 3654

Confirmation No.: 5324

Examiner: John Quoc NGUYEN

Filed: August 5, 2003

For: MAGNETIC TAPE CARTRIDGE

**REQUEST FOR RECONSIDERATION UNDER 37 C.F.R. § 1.116 AND**  
**SUBMISSION OF EXECUTED DECLARATION UNDER 37 C.F.R. §1.131**

**MAIL STOP AF**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Further to an Amendment filed on May 23, 2005 and in response to the Office Action dated November 23, 2004 and Advisory Action dated June 6, 2005, please consider the remarks as submitted herewith on the accompanying pages.

**REMARKS**

Claims 2 and 3 are all the claims pending in the present application.

In the Advisory Action dated June 6, 2005, the Examiner asserts that Morita et al. (USP 6,236,539) qualifies as prior art under 35 U.S.C. § 102(a). Applicant respectfully submits that Morita is not prior art under 35 U.S.C. § 102(a), as evidenced by the Declaration under 37 C.F.R. § 1.131 submitted herewith.